

it? To me we are loosening it up too far and even though it may be a 50 percent increase, it's gone through public hearings, I'm sure that we could change this figure any way that we would care to. But what I'm saying is to change that fine back down to a simple \$50 a day probably the revenue that they might get off of a pickle card machine or something within an hour or hour and a half's time. And I was going to offer the amendment myself or frankly I certainly would not have begun to support this on consent calendar. So I think that to go back down to, hey boys, we're not even going to pat you hard on the back of the hand, simple \$50 fine, that's nothing. I know that a four-year clear record, Senator Smith convinced me on that, but I certainly support Senator Beutler's amendment and we're going in the wrong direction by reducing that penalty to only \$50 a day.

PRESIDENT MOUL: Thank you, Senator Nelson. Is there anyone else who wishes to speak on this amendment? Seeing none, do you have closing, Senator Beutler?

SENATOR BEUTLER: Madam President, once again what this would do is increase the fee for the first suspension from \$50 to \$75 and for the second suspension from \$100 to \$150. And once again, it is done to simply retain, to be sure that we retain the policy that we've always had on this matter because inflation has basically wiped away our policy. By increasing the fees in this amount you're not even keeping up with inflation, you're still way behind inflation. You'd have to double this fee or more in order to retain our 1971 policy in terms of an effective deterrent. So that's all this amendment does, but frankly, another aspect of bringing this to your attention has to do with these fees that we set to have dollar amounts and you may recall with regard to our discussion on 409, discussion we had not too long ago where part of the what's...where the owners contribution to that fund is basically a set dollar amount fee and we had a long discussion about whether it was appropriate to provide for increases in that fee in the future. And I wanted to bring this one to your attention just to show you what happens when there is an industry that is interested in a particular cap, but nobody in the body is particularly interested in it. The industry sets a dollar cap amount and it tends to stay right there year, after year, after year. This one now has gone on for 20 years and nobody has changed it because you and I haven't noticed it and the interest obviously has no interest in changing it. And I suggest to you that something, that that tendency would be the same with 409 anyway.